

**CERTIFICATE OF MAILING**

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Wendy E. Scott

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(Signature of Person Mailing Paper or Fee)

Attorney Docket No.: UC03-067-2

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

**Inventor:** Sung-Joo Ben Yoo  
**Title:** OPTICAL CODE DIVISION MULTIPLE ACCESS NETWORK UTILIZING RECONFIGURABLE SPECTRAL PHASE CODING  
**Filing Date:** August 20, 2002  
**Group Art Unit:** To Be Assigned  
**Serial Number:** 10/645,165  
**Examiner:** To Be Assigned

Listed below or on an attached Form PTO-1449 is information known to applicant(s) and submitted pursuant to 37 C.F.R. §1.56. A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

X This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- X (1) It is being filed within 3 months of the application filing date  
-- OR --
- (2) It is being filed within 3 months of entry of a national stage  
-- OR --
- X (3) It is being filed before the mail date of the first Office Action on the merits.

— *37 C.F.R. §1.97(c)*. If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

- a certification as specified in §1.97(e) is provided below; **or**
- a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement. Please note that a check in the amount of \$180.00 is enclosed in payment.

— *37 C.F.R. §1.97(d)*. If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

- A. a certification as specified in §1.97(e) is completed below; **and**
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

— Statement under 37 C.F.R. §1.97(e) - I hereby certify that either: each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the information disclosure statement; or no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in section 1.56(c) more than three months prior to the filing of the information disclosure statement.

Signature: \_\_\_\_\_  
A. Richard Park (Reg. No. 41,241)

Date

Respectfully submitted,

By:   
A. Richard Park  
Reg. No. 41,241

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Date: November 19, 2003

U.S. Department of Commerce, Patent and Trademark Office				Docket No.: UC03-067-2				
				Serial No.: 10/645,165				
LIST OF RELEVANT ART CITED BY APPLICANT (Use several sheets if necessary)				Applicant: Jung-Joo Ben Yoo				
NOV 24 2003				Filing Date: August 20, 2003				
				Group: Unassigned				
U.S. PATENT DOCUMENTS								
*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
	AA	US 2002/0105705	08/08/02	Turpin et al.	359	173		
	AB	4,866,699	09/12/89	Brackett et al.	370	3		
	AC	4,928,316	05/22/90	Heritage et al.	455	600		
	AD							
	AE							
	AF							
	AG							
	AH							
FOREIGN PATENT DOCUMENTS (Translation)								
		Document Number	Date	Country	Class	Subclass	Yes	No
	AL							
	AM							
	AN							
	AO							
	AP							
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)								
	AR	M. C. Chia et al., "Packet loss and delay performance of feedback and feed-forward arrayed-waveguide gratings-based optical packet switches with WDM inputs-outputs", <i>Journal of lightwave technology</i> , vol. 19, no. 9, September 2001, pp. 1241-1254						
	AS	T. Baba et al., "Photonic crystal light deflection devices using the superprism effect", <i>IEEE journal of quantum electronics</i> , vol. 38, no. 7, July 2002, pp. 909-914						
	AT							
Examiner			Date Considered					
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with your communication to applicant.								